G. R. S. IX-5]

Previous references

1919-20

File No. 33-19

Serial Nos. 1 & 2

Later references

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 1 & 2

Part B for November 1st 1919

SUBJECT

Delegation of powers of Commissioner of Revenue under the Income Tax Amendment of Income Tax Act

Recorder Instructions

A. R. Kilner

WD 1033—GPS—16,625—22-7-25

G. R. S. III—1] 1919—20

GENERAL AND REVENUE SECRETARIAT

(M)

NOTES

File No.

File Heading

Delegation of powers under the mul Refm to the necessary Municipal Council

From

No. Dated Received

Diary No.	Enclos	Spare Copies.	Serial No.

Brief Abstract of Letter

NOTES AND ORDERS

G. & S. III—3]

Routine Notes

['To be used only for notes, requisitions, etc., not intended for permanent record

2762

Mr. [illegible] 2 copies
The President Auckland
Municipality

Referred

(1) That his powers as Mr. [illegible]
Members the Municipality
have not been defined
that purpose than is necessary
infringement under pa-
the Land Act such has
work.

(2) He has no [illegible]
to Crown warrants for [illegible]
attachment [illegible] Sale 2 [illegible]

(3) There is no means 2
[illegible] arrears 2 [illegible]
Native Lots

(5) The Native Municipalities
[illegible] under [illegible]
Ed. [illegible]

To his Secretary wrote
Complaints [illegible]
[illegible] Lands

12/10

K.S. 9
Plenty [illegible]
[illegible]
14/10

N B —Should routine notes be written on small slips the notes must be copied or slips pasted on this form

1713
12-10-19

[illegible]
10

G.R.S. IIII—8]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

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G R S III—3]

Routine Notes

[To be used only for notes, requisitions, etc, not intended for permanent record]

I

DEFINING THE POWERS OF VICE PRESIDENTS OF MINOR MUNICIPAL COUNCILS

The Vice Presidents of Municipal Councils can perform the functions referred to in section 25 of the Municipal Regulation and delegated to them by the Presidents The Presidents of minor municipal Councils are generally the Amildars of the Taluk, who are itinerating officers and who are therefore not capable of giving that amount of attention which the municipal affairs demand Further the Vice Presidents of municipal councils are mostly non-officials who are either elected or nominated As they do honorary work they may not like to have undue interference in their work from the ex-officio members Under the above circumstances and in order that the local self Govt scheme may progress on satisfactory lines it is highly desirable that the functions of Vice Presidents should be sharply defined A circular letter will, if approved be issued to the Dy Commrs of Districts requesting them to take early action in the matter and report the result to Govt before the end of December 1919

P.T.O

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G R.S III—3)

Routine Notes.

[To be used only for notes, requisitions, etc, not intended for permanent record]

II. No establishment to execute warrants for the attachment and sale of moveables

(1) In G O NO R 5318 dated 26.3.1918 the marginally noted establishment has been sanctioned for the Anekal Municipality. It has been pointed out in the first para of G O referred to, that the establishment may be employed on out-door municipal work within municipal limits. Besides the above, there are shanbhogs and Patels who are engaged in municipal collection work (vide budget) Further the number of cases in which warrant etc, have to be issued for the recovery of taxes may not be many in a year Under the circumstances the representation loses its force The existing establishment ought to be able to do it It may also be pointed out that the special rules which are being framed for these local areas, it is proposed to recover the taxes by an application to the Magistrate under section 161 of the municipal regulations as in force in similar areas in the Bombay Presidency.

1 clerk on	Rs 20	P M
1 peon	8	
Contingencies	3	-
Total	31	"

(2)

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G R S III—3]

Routine Notes

[To be used only for notes, requisitions, etc, not intended for permanent record]

There will then be no necessity to have recourse to Civil Courts for ~~necessary~~ taxes

III (3) Provision will be made in the taxation rules for recovering arrears on sale of vacant sites

IV (4) The minor municipalities are hard hit under the new educational policy:- The representation does not seem to be clear Minor municipalities are contributing a certain portion of their revenues to the State funds for the purposes of public instruction The amounts payable by the several municipal councils in Bangalore District for the year 1919-20 are noted below -

	Rs
Nelamangala	240/-
Tyamagondlu	297/-
Closepet	310/-
Anekal	490/-
Sulibele	nil
Sarjapur	130/-
Hoskote	290/-
Yelahanka	nil
Kankanhalli	320/-
Vadigenahalli	80/-
Devanahalli	212/-
Magadi	400/-

(5) Under section 54 (p) it is the obligatory duty of the municipal councils to establish and maintain primary schools Hitherto they were not able to do this Under the new

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G R.S III—3]

Routine Notes

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II

Educational policy it is contemplated to make local bodies assume a substantial financial responsibility hereafter for Primary Education. (vide paras 13 and 14 of the Educational memorandum) Mr Srinivasiengar thinks that the municipalities will be called upon to contribute more than what they are contributing hitherto and that they will not be able to do this on account of the many urgent calls in the matter of sanitation, medical relief etc., on their slender resources. Many of the subjects discussed at the last Dasara representative assembly related to the question of grants-in-aid (under L.S. Grants) to these local bodies for improving sanitation etc and improving their resources by making over a portion of the Excise revenue in the said areas.

The representation, if considered in this light seems to mean that the municipal Councils will not be able to contribute more than what they are now doing. But on account of the two following considerations, it is not

2762

G R S III—3]

Routine Notes

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possible to pronounce a judgment on the matter (1) It is not known to what extent the liability of each municipal council will increase under the new Educational policy and (2) the extents of it is not possible to know what the exact financial position of each municipal council after the taxation rules are issued and budget dates worked out on that basis

Submitted

28/10/19 (6) For perusal & orders

(Second number)

29.10.19

9) See marginal remarks

2/11/19

1933
30-10-19

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G.R.S. III—3]

Routine Notes

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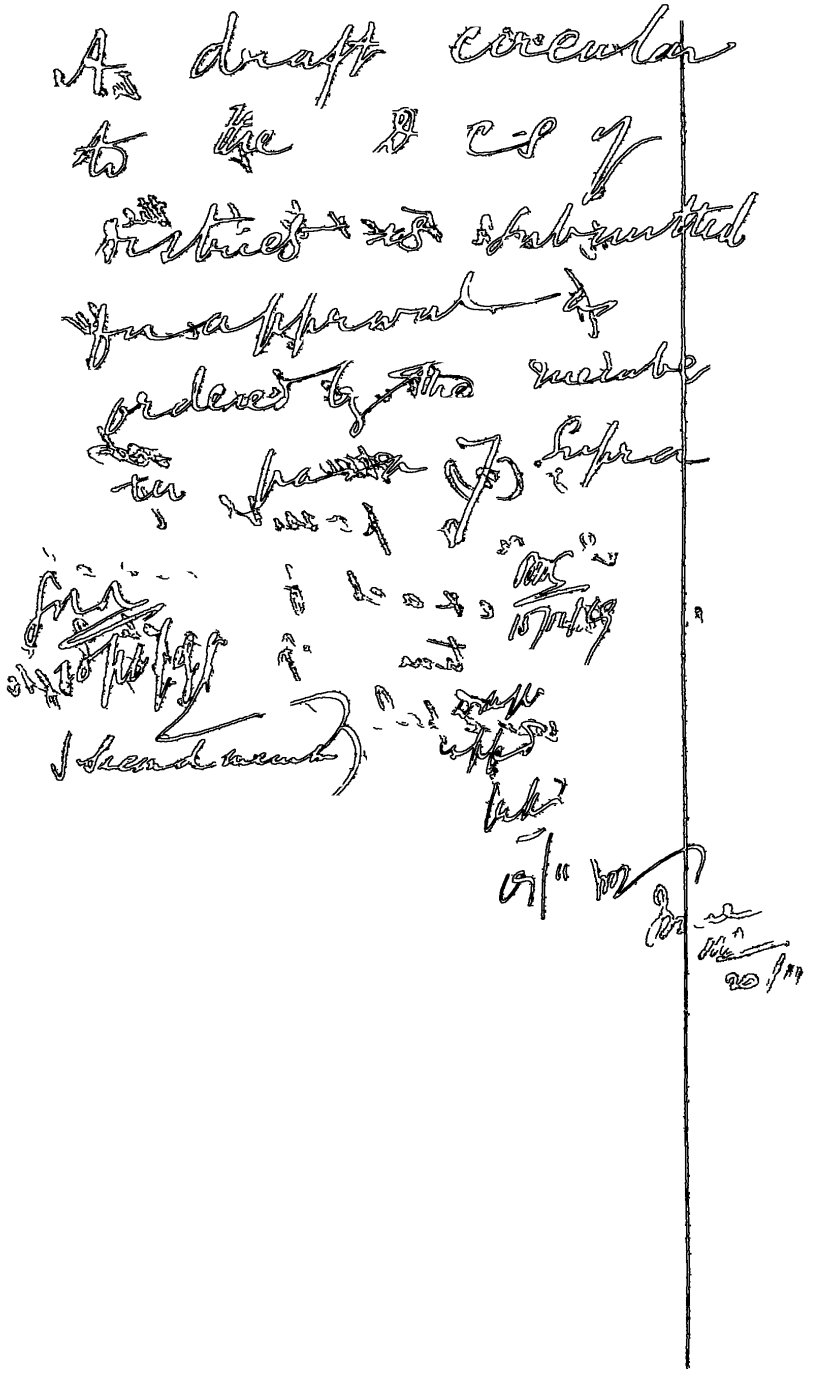

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GPB—60 000—1 12-16—S.

G R S III-2]

General and Revenue Secretariat

rnl File No 183 of 1919

Serial No	
1	To The Dy Comrs of Distts no R 6012-9 dt 22 11 1919 Points out the desirability of clearly defining the functions of the Vice Presidents of minor municipal Cmtees and requests them to submit a report of the action taken before the end of Dec 1919
2	From The D C Mysore District no 1171/26 dated 5 12 19 In reply to rl 1, States that the minor municipal Cmtees have ~~to frame rules~~ been exempted from the operation of section 46(1) of the Regn, in accordance with which the ml Cmtees might to frame rules for the performance of duties by the Presidents & Vice Presidents

Note—Contn sheet

and request to instructions as to the procedure to be adopted in defining the powers of Presidents and Vice Presidents in view of the above act. ~~that the said Councils have been excepted from the Operation of Section 46~~

The said municipal Councils have been excepted from the operations of provisions of Section 46 of the Regn under sub clause (b) of the Section, rules have to be framed specifically defining the executive functions to be performed by the President & Vice President

But these Councils have not been excepted from the operations of Section 24 & 25 of the Regn under which the Presidents & Vice Presidents can perform certain functions. The President can also delegate to the Vice President certain functions exercised by him under Section 24

If approved, the D.C will be informed that pending the issue of rules under Section 46

446

G R S III 2]

General and Revenue Secretariat | rul File No 183 of 1919

Serial No

such of the powers which the President are exercising under section 24 of the Act which they Consider necessary to be delegated to the Vice Presidents for convenient despatch of work may be delegated to the Latter

Subd for orders

28/12/1919

I think the matter may stand over as no orders should be expected

DK
23/12

awarded from
of the District
in the month
8 no
15/2/1920

Action taken
Subordinates
Sadiq
9/11/20
File given over for
record
9/11/20
AR

Contin sheet.

G R S VI—G/32]

SUBJECT

Diary No of letter replied to

GENERAL AND REVENUE SECRETARIAT
( )
the *191*

Date of issue 22 11 19

Signed by Mudgal Shivalkar

Section Mal
File No 133-19
Serial No

No R 6012-9 22/11/19

To

The Dy Commrs of Districts

Sir,

In connection with the Local Self Government Scheme, I am directed to point out that the Amildars who are the Presidents of the several minor municipal councils situated within the taluk are itinerating officers and they cannot therefore give that amount of attention which the municipal affairs of each locality demand In order that the scheme may progress on satisfactory lines Government consider it highly desirable that the functions to be delegated under section 25 of the Municipal Regulation to the Vice Presidents of these councils who are mostly elected or nominated non officials should be clearly defined

over

I am accordingly to request you to be so good as to instruct the Presidents of minor municipal councils in your District to take early action in this direction.

2 A report of the action taken in the matter should be submitted to Governmen before the end of December 1919

I have etc

For Secy to Govt:

Revenue Department

List of enclosures.

Copied by

Examined by

Office of the Deputy Commissioner,
Mysore District,
Dated, Mysore, the 5th December 1919.

No. 11712-13-20

Rel 133-19-2

From

P. F. Bowring, Esquire,
Deputy Commissioner, Mysore District,
Mysore.

To

B. Ramaswamayya, Esq., B.A., B.L ,
Secretary to the Government of H. H.
the Maharaja of Mysore, Revenue Department,
Bangalore

Sir,

With reference to your letter No. .6012-9/M1.133-19-1 dated the 22nd November 1919 requesting to issue instructions to the Presidents of the several Minor Municipal Councils of this District to take early action under Section 25 of the Municipal Regulation for the delegation of powers to the Vice-Presidents, I have the honour to state that under Section 46 (b) rules have to be framed by the Municipal Councils regarding the executive functions to be performed by the Presidents and Vice-Presidents After the delegation of powers to the Presidents, duties have to be prescribed to the Vice-Presidents by the Presidents. Under Section 187 (1) of the Municipal Regulation as amended by Regulation V of 1918, the Minor Municipal Councils have been exempted from the operation of the provision of Section 46 and 47 of Municipal Regulation I have the honour to request to be informed as to the procedure to be adopted in defining the powers of the President and Vice-Presidents as required in your letter under reply

I have the honour to be,
Sir,
Your most obedient servant,

Assistant Commissioner,
For Deputy Commissioner,
(Absent from Hd.Qrs)
Mysore District.

1497/1 WD 0498—GPB—8,00,00.—21-7-17—A.

191

From The Deputy Commissioner,
Mysore District,
Mysore.

To The Secretary to the Government of
H. H. the Maharaja of Mysore,
Revenue Department, Bangalore.

Dated 5th December 1919.

Despatched

Received

General No 11718
No. 49-2

Enclosure No.

Subject.

Re Powers of Tahsildars Proceedings
of Commissioners